



General Assembly

**Substitute Bill No. 1309**

January Session, 2005

\* SB01309ED 032905 \*

**AN ACT CONCERNING SCHOOL NUTRITION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 10-221o of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2005*):

3 Each local and regional board of education shall require each school  
4 under its jurisdiction to (1) offer all full day students a daily lunch  
5 period of not less than twenty minutes, and (2) include in the regular  
6 school day for each student enrolled in grades kindergarten to five,  
7 inclusive, a minimum period of twenty minutes per day and one  
8 hundred minutes per week, where there is an opportunity for the  
9 student to engage in physical exercise, in addition to any physical  
10 education requirements, except that a planning and placement team  
11 may develop a different schedule for a child requiring special  
12 education and related services in accordance with chapter 164 and the  
13 Individuals With Disabilities Education Act, 20 USC 1400 et seq., as  
14 amended from time to time. In the event of a conflict with this section  
15 and any provision of chapter 164, such other provision of chapter 164  
16 shall be deemed controlling.

17 Sec. 2. Section 10-220f of the general statutes is repealed and the  
18 following is substituted in lieu thereof (*Effective July 1, 2005*):

19 (a) Each local and regional board of education may establish a

20 school district safety committee to increase staff and student  
21 awareness of safety [and health] issues and to review the adequacy of  
22 emergency response procedures at each school. Parents and high  
23 school students shall be included in the membership of such  
24 committees.

25 (b) Each local and regional board of education shall establish a  
26 School Wellness Committee to monitor and implement nutrition and  
27 physical activity policies required pursuant to the provisions of the  
28 Child Nutrition and WIC Reauthorization Act of 2004, P.L. 108-265.  
29 Each such committee shall make recommendations to its board of  
30 education regarding ordering Connecticut grown foods for inclusion  
31 in school meals, conducting school fundraisers with either healthy  
32 food or nonfood items, establishing a nutrition education curriculum  
33 and promoting physical education and exercise. Members of the  
34 committee shall include, but need not be limited to, a school  
35 administrator, a physical education teacher, a teacher who does not  
36 teach physical education, a school nurse, the food service director for  
37 the school district, two parents of children enrolled in a school in the  
38 school district, a middle school student and a high school student.

39 Sec. 3. (NEW) (*Effective July 1, 2005*) (a) Each local and regional  
40 board of education shall require each elementary or middle school  
41 under its jurisdiction to permit only the following beverages to be  
42 offered on school premises for sale to students or for consumption by  
43 students from any source, including, but not limited to, school stores,  
44 vending machines, school cafeterias, and any school sponsored or  
45 nonschool sponsored fundraising activities: (1) Water, (2) milk,  
46 including, but not limited to, chocolate milk, soy milk, rice milk and  
47 other similar dairy or nondairy milk, (3) one hundred per cent fruit  
48 juice, and (4) fruit-based drinks that are composed of no less than fifty  
49 per cent fruit juice and have no added natural or artificial sweeteners.

50 (b) Each local and regional board of education shall require each  
51 high school in its jurisdiction to permit only the following beverages to  
52 be offered on school premises for sale to or consumption by students,

53 from any source, including, but not limited to, school stores, vending  
54 machines, school cafeterias, and any school sponsored or nonschool  
55 sponsored fundraising activities: (1) The beverages listed in subsection  
56 (a) of this section, and (2) beginning one-half hour after the end of the  
57 regular school day, electrolyte replacement beverages containing no  
58 more than forty-two grams of added sweetener per twenty ounce  
59 serving.

60 Sec. 4. (NEW) (*Effective July 1, 2005*) Not later than January 1, 2006,  
61 and January first of each year thereafter, the Department of Education  
62 shall publish a list of recommended snack foods, other than beverages,  
63 that may be offered as the only snacks on school premises for sale to or  
64 for consumption by students at schools, from any source, including,  
65 but not limited to, school stores, vending machines, school cafeterias  
66 and school sponsored and nonschool sponsored fundraising activities.  
67 Local and regional boards of education shall implement and enforce  
68 such recommendations, as amended from time to time, not later than  
69 August 15, 2006, and annually thereafter.

70 Sec. 5. Subsection (a) of section 10-266w of the general statutes is  
71 repealed and the following is substituted in lieu thereof (*Effective July*  
72 *1, 2005*):

73 (a) For each fiscal year, each local and regional board of education  
74 having at least one school building designated as a severe need school,  
75 as defined by federal law governing school nutrition programs, in the  
76 fiscal year two years prior to the grant year, shall be eligible to receive  
77 a grant to assist in providing school breakfasts to all students in each  
78 eligible severe need school, provided any local or regional board  
79 having at least one school building so designated shall participate in  
80 the federal school breakfast program on behalf of all severe need  
81 schools in the district with grades eight or under in which at least  
82 [eighty] forty per cent of the lunches served are served to students who  
83 are eligible for free or reduced price lunches pursuant to federal law  
84 and regulations.

85       Sec. 6. (NEW) (*Effective July 1, 2005*) Not later than January 1, 2006,  
 86       the Department of Agriculture shall institute a state-wide data base of  
 87       state farms, and products and availability of those products to schools  
 88       in the state. The Department of Education shall notify all schools of the  
 89       availability of such data base. All schools shall have access to such data  
 90       base for use in ordering Connecticut grown products for inclusion in  
 91       school meals.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2005</i>	10-221o
Sec. 2	<i>July 1, 2005</i>	10-220f
Sec. 3	<i>July 1, 2005</i>	New section
Sec. 4	<i>July 1, 2005</i>	New section
Sec. 5	<i>July 1, 2005</i>	10-266w(a)
Sec. 6	<i>July 1, 2005</i>	New section

**Statement of Legislative Commissioners:**

Language was added to section 3 (b) to clarify that "school" means "elementary or middle school".

**ED**           *Joint Favorable Subst.-LCO*